

ATTACHMENT

In order for any party to participate in an overbid procedure regarding the acquisition of the License, the Trustee requests that the parties comply with the following provisions:

a. Each party (including Rich Hospitality Investment, Inc. or its nominee (collectively, "Buyer")) must be present either physically or telephonically at the hearing on the Motion or represented by an individual or individuals with the authority to participate in the overbid process;

b. Each party participating in the overbid process (including the Buyer) must remit at or prior to the hearing on the Motion an initial deposit in the form of a cashier's check or money order made payable to the Trustee in the amount of thirty-one thousand dollars (\$31,000.00). The \$31,000.00 deposit shall not be refundable if such party is the successful bidder and is thereafter unable to complete the purchase and/or transfer of the License within the period referenced in the applicable documents. In order to participate in the bidding, any prospective overbidder must also provide evidence of his/her/its ability to consummate the sale at the time of the hearing on the Motion;

c. The bidding for the License shall begin at eighty-eight thousand dollars (\$88,000.00) with overbids being made in minimal increments of \$500.00. In addition to the foregoing amount of overbid for the License, the successful bidder shall also be responsible for payment of AR&A's compensation totaling \$8,000.00;

d. Any party participating in the overbid process shall not be precluded from continuing to make bids after initially passing his/her/its turn or turns to overbid; and

e. Each party (including the Buyer) must pay the full amount of the successful bid to the Trustee within the time period set forth in the escrow documents. In the event that the Buyer is not the successful bidder of the License, the successful bidder shall then become the Buyer under the same terms and conditions as set forth in the escrow documents and shall waive all contingencies regarding the purchase of the License. Furthermore, if the successful bidder cannot deliver the balance of the sale price or consummate the sale transaction within the above-referenced period, the Trustee shall be authorized to accept the offer made by the next highest bidder and the successful bidder's \$31,000.00 deposit shall be non-refundable.